

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: JUUL LABS, INC., MARKETING,
SALES PRACTICES, AND PRODUCTS
LIABILITY LITIGATION

Case No. 19-md-02913-WHO

SCHEDULING ORDER

This Document Relates to:

Cole Aragona v. Juul Labs, Inc. et al.,
Case No. 3:20-cv-01928;
Jordan Dupree v. Juul Labs, Inc. et al.,
Case No. 3:20-cv-03850;
Kaitlyn Fay v. Juul Labs, Inc. et al.,
Case No. 3:19-cv-07934;
Jennifer Lane v. Juul Labs, Inc. et al.,
Case No. 3:20-cv-04661;
Bailey Legacki v. Juul Labs, Inc. et al.,
Case No. 3:20-cv-01927;
Walker McKnight v. Juul Labs, Inc. et al.,
Case No. 3:20-cv-02600;
Ashlynn NesSmith v. Juul Labs, Inc. et al.,
Case No. 3:19-cv-06344;
Jay Patel v. Juul Labs, Inc. et al.,
Case No. 3:20-cv-06985;
Carson Sedgwick v. Juul Labs, Inc. et al.,
Case No. 3:20-cv-03882;
Ben Shapiro v. Juul Labs, Inc. et al.,
Case No. 19-cv-07428; and
Matthew Tortorici v. Juul Labs, Inc. et al.,
Case No. 3:20-cv-03847

Having reviewed and considered the Parties' Joint Stipulation to Amend Case Schedule and pursuant to Section VIII of this Court's Case Management Order Nos. 17 and 19, the Court hereby enters the following case schedule¹:

¹ This schedule shall not apply to *Jay Patel v. Juul Labs, Inc. et al.* because the Additional Discovery period in that case has not yet begun.

Date/Deadline	Event/Deadline
March 31, 2025	Deadline to Conduct Additional Discovery ²
May 16, 2025	Deadline to Submit Summary Judgment/ <i>Daubert</i> Motions
June 13, 2025	Deadline to Submit Response to Summary Judgment/ <i>Daubert</i> Motions
July 11, 2025	Deadline to Submit Reply In Support of Summary Judgment/ <i>Daubert</i> Motions

The Court further enters the following schedule regarding briefing of Plaintiffs' remand motions, subject to the qualifications set forth in the Parties' joint stipulation:

Date/Deadline	Event/Deadline
March 19, 2025	Plaintiffs' Remand Motions Due (if Plaintiffs Wish to Re-Brief the Motions)
April 9, 2025	Defendants' Oppositions Due
April 16, 2025	Plaintiffs' Replies Due
April 30, 2025	Hearing on Remand Motions

Upon the conclusion of this case schedule and pursuant to Section VIII of this Court's Case Management Order Nos. 17 and 19, this Court will set a Case Management Conference to determine any non-duplicative discovery including additional expert disclosures are necessary and to discuss other case management issues.

² Pursuant to CMO No. 17 § VIII.B, during "Additional Discovery," the Parties may "(a) take the depositions of the Plaintiff, the Plaintiff's spouse, if applicable, and any other non-party lay fact witness specific to the Plaintiff for up to seven (7) hours each, with Counsel for the Settling Defendants questioning first at each deposition; and (b) take the depositions of no more than three (3) of a Personal Injury Plaintiff's treating healthcare providers, with Counsel for the Settling Defendants questioning first at each deposition." For complex medical cases, "Settling Defendants may be permitted to take additional depositions upon a showing of good cause...[but]...[n]o other depositions may be taken during the expedited discovery period absent prior leave granted by the Court upon a showing of good cause."

Should Plaintiff serve written discovery upon the Settling Defendants, "the Parties shall meet and confer about an appropriate deadline for responding to such discovery, which deadline shall be at least sixty (60) days after service of such discovery."

1 **IT IS SO ORDERED.**

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3 Dated: January 28, 2025



Judge William H. Orrick